

[116H1522]



(Original Signature of Member)

117TH CONGRESS
1ST SESSION

H. R. _____

To amend the Foreign Agents Registration Act of 1938 to prohibit certain individuals from service as an agent of a foreign principal, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. GALLAGHER (for himself and Mr. GOLDEN) introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Foreign Agents Registration Act of 1938 to prohibit certain individuals from service as an agent of a foreign principal, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Congressional and Ex-
5 ecutive Foreign Lobbying Ban Act”.

1 **SEC. 2. PROHIBITING CERTAIN INDIVIDUALS FROM ACTING**
2 **AS AGENTS OF FOREIGN PRINCIPALS.**

3 (a) FORMER MEMBERS OF CONGRESS; GENERAL OR
4 FLAG OFFICERS OF ARMED FORCES.—

5 (1) PROHIBITING REGISTRATION AS AGENT.—

6 The Foreign Agents Registration Act of 1938, as
7 amended (22 U.S.C. 611 et seq.) is amended—

8 (A) by redesignating sections 12 through
9 14 as sections 13 through 15; and

10 (B) by inserting after section 11 the fol-
11 lowing new section:

12 **“SEC. 12. PROHIBITING REGISTRATION OF CERTAIN INDIVIDUALS.**
13 **”**

14 “(a) PROHIBITION.—No individual may register
15 under this Act or otherwise serve as the agent of a foreign
16 principal if the individual at any time served as a Member
17 of Congress, as a senior political appointee, or as a general
18 or flag officer of the armed forces.

19 “(b) DEFINITIONS.—In this section—

20 “(1) the term ‘Member of Congress’ means a
21 Senator or Representative in, or Delegate or Resi-
22 dent Commissioner to, the Congress; and

23 “(2) the term ‘senior political appointee’—

24 “(A) means—

1 “(i) any individual occupying a full-
2 time senior position and who is appointed
3 by the President or the Vice President;

4 “(ii) any noncareer appointee in the
5 Senior Executive Service (or other SES-
6 type system); and

7 “(iii) any appointee to a position, at
8 or above the level of a noncareer member
9 of the Senior Executive Service, that has
10 been excepted from the competitive service
11 by reason of being of a confidential or pol-
12 icymaking character (schedule C and other
13 positions excepted under comparable cri-
14 teria) in an executive agency; and

15 “(B) does not include any individual ap-
16 pointed as a member of the Senior Foreign
17 Service or, except for a general or flag officer
18 of the armed forces, solely as a uniformed serv-
19 ice commissioned officer.”.

20 (2) OTHER REPRESENTATION OF FOREIGN EN-
21 TITIES.—Section 207(f)(1) of title 18, United States
22 Code, is amended by inserting after “within 1 year”
23 the following: “(or, in the case of a person who is
24 subject to any of such restrictions and who is a
25 Member of Congress, a senior political appointee (as

1 that term is defined in section 12 of the Foreign
2 Agents Registration Act of 1938, as amended (22
3 U.S.C. 611 et seq.)), or a general or flag officer of
4 the armed forces, at any time)’’.

5 (b) **EFFECTIVE DATE.**—The amendments made by
6 subsection (a) shall apply with respect to any individual
7 whose service as a Member of Congress or as a general
8 or flag officer of the armed forces terminates on or after
9 the date of the enactment of this Act.